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Attorney for Defendant  
GABRIEL DIOP

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,	)	Case No. 2:21-cr-00106-WBS
	)	
Plaintiff,	)	STIPULATION AND ORDER TO CONTINUE
	)	STATUS CONFERENCE AND EXCLUDE
v.	)	TIME
	)	
GABRIEL DIOP,	)	
	)	Date: May 22, 2023
Defendants.	)	Time: 9:00 a.m.
	)	Judge: Hon. William B. Shubb

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IT IS HEREBY STIPULATED by and between Phillip A. Talbert, United States Attorney, through Samuel Stefanki, Assistant United States Attorney, attorney for Plaintiff, Heather Williams, Federal Defender, through Assistant Federal Defender Douglas J. Beevers, attorneys for Gabriel Diop, that the status conference scheduled for May 22, 2023, at 9:00 a.m., be continued to July 17, 2023, at 9:00 a.m.

Defense requests additional time to review discovery, conduct investigation and otherwise prepare for trial. The Government has produced over 15,000 pages of discovery covered by a protective order which prevents the defendant from reviewing the discovery except during visits with his attorney.

Based upon the foregoing, the parties agree time under the Speedy Trial Act should be from the date the parties stipulated through and including July 17, 2023; pursuant to 18 U.S.C. §3161 (h)(1)(D)[pretrial motions], (h)(7)(A) and (B)(iv)[reasonable time to prepare] and General Order 479, Local Code T4 based upon continuity of counsel and defense preparation.

Counsel and the defendant also agree that the ends of justice served by the Court granting this continuance outweigh the best interests of the public and the defendant in a speedy trial.

DATED: May 10, 2023

Respectfully submitted,

HEATHER E. WILLIAMS  
Federal Defender

/s/ Douglas J. Beevers  
DOUGLAS J. BEEVERS  
Assistant Federal Defender  
Attorney for GABRIEL DIOP

DATED: May 10, 2023

PHILLIP A. TALBERT  
United States Attorney


/s/ Samuel Stefanki  
SAMUEL STEFANKI  
Assistant United States Attorney  
Attorney for Plaintiff

**ORDER**

IT IS HEREBY ORDERED, the Court, having received, read, and considered the parties' stipulation, and good cause appearing therefrom, adopts the parties' stipulation in its entirety as its order. The Court specifically finds the failure to grant a continuance in this case would deny counsel reasonable time necessary for effective preparation, taking into account the exercise of due diligence. The Court finds the ends of justice served by granting the requested continuance and to exclude time under the Speedy Trial Act outweigh the best interests of the public and defendants in a speedy trial.

It is further ordered the May 22, 2023 status conference shall be continued until July 17, 2023, at 9:00 a.m.

Dated: May 11, 2023

  
MORRISON C. ENGLAND, JR.  
SENIOR UNITED STATES DISTRICT JUDGE  
for WILLIAM B. SHUBB  
SENIOR UNITED STATES DISTRICT JUDGE